

KC FILED

JAN 17 2008

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MICHAEL W. DOBBINS

CLERK, U.S. DISTRICT COURT

DEFAULT JUDGMENT

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

----- x
F.C.V., INC., individually and as a representative
of all others similarly situated,

Plaintiff,

Case NO. 04-CV-05035-DMC-MF

-against-

STERLING NATIONAL BANK

Defendant.
----- x

08CV404
JUDGE KENDALL
MAGISTRATE JUDGE VALDEZ

WHEREAS This class action was settled pursuant to a Settlement
Agreement dated January 20, 2006 (the "Settlement"), and

WHEREAS Big Timber Landscape and Glen Kedzie are members of the
class in the class action, and

WHEREAS Big Timber Landscape and Glen Kedzie did not opt out of the
Settlement, and

WHEREAS the Court entered a Final Judgment and Order approving the
Settlement binding upon all members of the class not opting out of the Settlement, and

WHEREAS paragraph numbered "11(d)" of the Settlement authorized entry
of default judgment against those class members who defaulted in their obligations under
the Settlement, and

WHEREAS, Sterling National Bank has submitted an affidavit establishing
the defaults of Big Timber Landscape and Glen Kedzie.

IT IS, on motion of Sterling National Bank

ORDERED, ADJUDGED AND DECREED: that Sterling National Bank have
judgment against the plaintiffs, Big Timber Landscape and Glen Kedzie, in the total

